

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MS JUSTICE G.ROHINI

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WRIT PETITION NO : 17399 of 2004

Between:

Sri. Vijaya Visakha District Milk Producers Mutually Aided Co-Operative Union Limited, Visakhapatnam, rep. by its Chairman, Sri. A.Tulasi Rao S/o. Veeru Naidu, Aged 55 Years, R/o. Visakhapatnam.

..... PETITIONER

AND

The Commissioner of Police, Visakhapatnam.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to Issue a writ, order or direction, more particularly one in the nature Writ of Mandamus; declaring the inaction on the part of the police in providing adequate security resulting in postponement of election to the petitioner society as arbitrary, illegal and malafide and consequently direct the respondent to provide adequate security to avert law and order problem enabling smooth holding of elections and General Body Meeting of petitioner society to be held on 29/30.9.2004 and pass.

Counsel for the Petitioner: DR.P.B.VIJAY KUMAR

Counsel for the Respondent No.: GP FOR HOME

The Court made the following :

ORDER:

This writ petition is filed seeking a declaration that the alleged inaction on the part of the Police in providing adequate security to avert law and order problem while holding elections and General Body Meeting by the petitioner-society to be held on 29/30.09.2004 is arbitrary and illegal.

When the matter is taken up for consideration, learned Government Pleader for Home appearing for respondent under instructions states that the necessary protection as sought by the petitioner is being provided. The said fact has not been disputed by the learned counsel for the petitioner.

In the circumstances, recording the statement of the learned Government Pleader that the necessary protection is being provided for conducting the elections to the petitioner-society, the writ petition is disposed of. No costs.

28-09-2004

klp

To

1. The Commissioner of Police, Visakhapatnam.

2 2CCs to G.P. for Home, High Court buildings, Hyderabad.(OUT).

3 2CD copies